

**CHARTER OF THE CITY OF WAVELAND, MISSISSIPPI**

AS UPDATED MAY \_\_\_\_, 2022 FROM

UPDATE OF SEPTEMBER 21, 1988

NOTE – This is a contexed update of the Municipal Charter of the City of Waveland, taken from the original Charter and all amendments thereto as of this date and indicating to which amendment each Section refers.

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**CHARTER OF THE CITY OF WAVELAND, MISSISSIPPI**  
**AS UPDATED \_\_\_\_\_**

BE IT ORDAINED by the Board of Mayor and Aldermen of the Town of Waveland, that the Charter of the said Town of Waveland as approved May 3, 1894, and amendments thereto, be amended so as to read as follows:

**SECTION 1.** The boundaries of the City of Waveland are hereby affixed and defined as follows:

SEE DESCRIPTION ATTACHED AS EXHIBIT ‘A’

**SECTION 2.** The said City is divided into four (4) wards as follows:

The **FIRST WARD** shall embrace all that territory lying within the boundaries as follows:

SEE DESCRIPTION ATTACHED AS EXHIBIT ‘A’  
(Charter Amendment 10/20/2011)

The **SECOND WARD** shall embrace all that territory lying within the boundaries as follows:

SEE DESCRIPTION ATTACHED AS EXHIBIT ‘A’  
(Charter Amendment 10/20/2011)

The **THIRD WARD** shall embrace all that territory lying within the boundaries as follows:

SEE DESCRIPTION ATTACHED AS EXHIBIT ‘A’  
(Charter Amendment 10/20/2011)

The **FOURTH WARD** shall embrace all that territory lying within the boundaries as follows:

SEE DESCRIPTION ATTACHED AS EXHIBIT 'A'  
(Charter Amendment 10/20/2011)

**SECTION 3.** There shall be in said Town a Mayor, four (4) Aldermen, a Secretary, who may be an Alderman, and there shall be a Tax Collector and Assessor and a Registrar of Voters and such officers as the town may need.

(Source charter amendment 11/ 29/1978)

**SECTION 4.** There shall be held in said City a general election of Mayor and four (4) Aldermen on the first Tuesday in December 1978, and every four (4) years thereafter.

(Source charter amendment 11/ 29/1978)

**SECTION 5.** The officers elected as provided for in Section 4 to hold their respective offices for a period of four (4) years and until their successors are elected and duly qualified.

(Source charter amendment 05/08/1906)

**SECTION 6.** The qualified electors in each ward of said city shall be entitled to elect one Alderman for said ward who shall be a qualified elector of the state of Mississippi and reside in said ward at least thirty (30) days and said elector shall not be permitted to vote for any other candidate residing in any other ward in said city except the Mayor who shall be elected by the entire body of qualified electors or voters of said city.

(Source charter amendment 11/ 29/ 78)

**SECTION 7.** The Mayor and Aldermen shall be qualified electors of the City of Waveland and shall have resided in said City at least thirty (30) days previous to his election. The office of Mayor shall be a full-time position, and the Mayor shall devote his full time and energy to the proper administration of the affairs of the City. The Mayor shall not during the term of his office, become a regular employee of any business or enterprise.

(Source charter amendment 08/15/1995)

**SECTION 8.** Set election shall be ordered by the Board of Mayor and Aldermen of said town.

(Source charter amendment 05/08/1906)

**SECTION 9.** All elections ordered by the Board of Mayor and Aldermen shall be advertised by the Secretary of said Town for at least thirty (30) days previous thereto in a paper published within the corporate limits of said Town, if there be one published or not, by posting a notice on the Town Hall.

(Source charter amendment 05/08/1906)

**SECTION 10.** The officers of the Town of Waveland now in office shall hold over and continue to discharge the duties and exercise the powers as now by law prescribed until the election of the first Tuesday of December, A. D., 1906, and until the election and qualification of their successors.

(Source charter amendment 05/08/1906)

**SECTION 11.** Every person who is a qualified elector of the County, and who has resided within the corporate limits of said Town, in which he shall desire to vote, one year, before he offers to register, and who is not in default of any taxes

due the state, county, or Town, for the two preceding years and shall have paid same on or before the 1st of February previous to his application, shall be entitled to register and vote in all Town elections.

(Source charter amendment 05/08/1906)

**(\*This Section has been superseded by State and Federal Laws requiring only thirty (30) days registration in City.)**

**SECTION 12.** The Mayor with the advice and consent of the Board of Aldermen shall appoint three election Commissioners.

(Source – Charter Amendment 05/08/1906).

**SECTION 13.** One of the election Commissioners as provided in Section 12, shall designate to have printed and distributed the “Official Ballots”, and said Commissioner shall perform all the duties in respect to Town elections prescribed by law to be performed by the County Election Commissioners, where not otherwise provided. They shall in case there is but one election precinct in this Town, act as election managers themselves. They shall take an oath before any officer competent to administer same, to faithfully discharge their duties, and shall open the pole at 9:00 o'clock A.M. and close it at 6:00 o'clock P.M., and then proceed to ascertain the result of the election in the presence of the Mayor, and at least one Alderman, who shall certify with the election officers to the returns.

The ballots to be used and cast at set election shall conform in all respects to ballots used in State and County elections.

(Source Charter Amendment 05/08/1906)

**(\*Portions of this Section have been superseded by Section 23-15-541, Mississippi Code of 1972, As Amended, which provides that the hours of elections shall be from 7:00 A. M. to 7:00 P.M.)**

**SECTION 14.** All elections shall be ordered by the Board of Mayor and Aldermen of said Town whether same be regular, special, or to fill vacancies, or for any other purpose whatsoever.

(Source Charter Amendment 05/08/1906)

**SECTION 15.** Notices of all elections shall be given as above provided for regular elections and be signed by the Mayor or other acting officer.

(Source Charter Amendment 05/08/1906)

**SECTION 16.** The results of all elections shall be recorded in the Minutes of said Town proceedings.

(Source Charter Amendment 05/08/1906)

**SECTION 17.** The Mayor and Aldermen elected shall meet at 6:30 PM on the first Tuesday of each month and shall hold a second regular meeting on the Wednesday fifteen days following the first Tuesday of each month. At the first meeting in January after their election, they shall take and subscribe the oath prescribed by the constitution and organize for the discharge of business; at set meeting, the Mayor shall appoint a Secretary, City Attorney, a Registrar of Voters and three Commissioners of election, together with such other subordinate officers as the business of the City may require, whose duties shall be fixed by Ordinance of said Board.

(Source - Charter Amendment 11/29/78; Second Charter Amendment 07/25/2018)

**SECTION 18.** The Board may delegate the administration of the affairs of the Town to subordinate officers and committees of their own number with such powers as are necessary to the proper exercise of their functions.

(Source - Charter Amendment 05/08/1906)

**SECTION 19.** Entering upon the discharge of their duties, the said several Officers shall take and subscribe the Oath prescribed by the Constitution for similar State and County officers.

(Source - Charter Amendment 05/08/1906)

**SECTION 20.** The Officers of said City shall execute bonds in the following sums, to-wit: The Mayor in the sum of One Thousand Dollars (\$1,000.00; the Tax Collector in the sum of Ten Thousand Dollars (\$10,000.00); the Registrar of Voters in the sum of Two Thousand Dollars (\$2,000.00). said bonds to be conditioned as required by law for County officers and payable to the City of Waveland and to provide for the faithful performance of the said officers of their respective duties as hereinafter provided, as may, from time to time, be provided by Ordinance, and as may hereafter be fixed and prescribed by law.

(Source - Charter Amendment 11/29/78)

**SECTION 21.** That the Mayor and Aldermen thus elected and qualified, or the Mayor and two Aldermen, or three Aldermen in the absence of the Mayor or Mayor pro temp, shall constitute a quorum for the transaction of business.

(Source - Charter Amendment 05/08/1906)

**SECTION 22.** The Board shall meet at least once a month on the first Tuesday evening of each month at 7:30 o'clock P.M. at the Town Hall, and the Mayor shall have the power to convene a meeting whenever he shall deem it necessary to forward the business of said Town.

(Source - Charter Amendment 05/08/1906)



**SECTION 23.** The Mayor, Aldermen, and Secretary shall receive such salary or compensation as may from time to time be fixed by the said Board of Mayor and Aldermen, but when the salary of any such officer has once been fixed, same shall not be changed during the term of office of said officer. If the salary for any such officer has not been fixed by board action after taking of office, that officer shall receive the salary for the office as set by the budget of the prior Board until the officer's salary is fixed by motion of the current Board.

(Source - Charter Amendment 11/29/1978; Second Charter Amendment 07/25, 2018)

**SECTION 24.** The Board shall be known as the Board of Mayor and Aldermen of the Town of Waveland, and by that name shall sue and be sued.

(Source - Charter Amendment 05/08/1906)

**SECTION 25. POWERS OF CORPORATION.** The Board shall have power to purchase and hold real and personal property within its corporate limits for all proper municipal purposes, for parks, cemeteries, hospital, schoolhouse, town hall, House of Correction, Water Works, electric lights, and sewers. It shall have power to sell and convey real and personal property owned by it, such sales to be made only at public outcry after advertisement and make such order respecting the same as may be deemed conducive to the interest of the municipality and to exercise jurisdiction over same. To make all contracts in writing and to do all other acts in relation to the property and affairs of said Town necessary to the exercise of its corporate powers, and to exercise such other or further powers as may heretofore be conferred by law on it. It shall have the care, management and control of the Town, its property, and finances, and shall have power to enact

ordinances for the purposes hereinafter named, and such as are not repugnant to the laws of the state to alter, modify and repeal such ordinances. To levy and collect a license tax upon and regulate all callings, trades and professions, and occupations conducted, pursued, carried on or operated within the limits of the Town. To levy and collect taxes upon all real, personal, and mixed property within the Town limits, and for general revenue purposes and for general improvements on the dollar on the assessed valuation of all taxable property within such municipality. To grant exemptions from municipal ad valorem taxation for a period not exceeding 10 years to all manufacturers and other new enterprises except railroads, as provided by State law. To make regulations to secure the general health of the Town to prevent, remove and abate all nuisances, to regulate or prohibit the construction of cesspools, to compel and regulate the connection of all property with sewers and drains; to suppress hog pens, slaughter houses, and stockyards, to regulate the same and prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of warehouses, stables, alleys, yards, private ways and other places where offensive matters are kept or permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the Town limits; to compel owners of property adjacent to the walks and ways where dangerous to erect and maintain railings, safeguards and barriers along the same. To regulate parks, public grounds, depot, depot grounds, places of storage for freight and goods, within the Town limits and to provide for the regulation, construction and passage of railroads, street railways, and other modes of public transportation, through the streets,

alleys, lanes, and public highways and grounds within the said Town, except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of Telegraph, telephone, and electric light posts, poles, and wires along any of the streets, alleys, or ways of the Town, and to change, modify, and regulate same. No exclusive privilege for any of the said purposes shall ever be given. To grant to any person or persons the use of the streets, alleys, and public grounds for the purpose of laying gas, water, sewer, steam pipes or supplying the Town and its inhabitants, a franchise for which shall never be given for a period longer than 25 years, nor shall the exclusive privilege ever be granted. To prescribe rules, for weighing and measuring of every commodity sold in said Town, and to a point and inspector to inspect and condemn coal oil, naphtha, and other inflammable or combustible fluids used for heating or lighting purposes, when same shall not be of the quality and standard prescribed by ordinance. To provide for the regulation of markets, market houses, meat houses, oyster shops, and to collect a license there from.

To make all needed police regulations necessary for the preservation of good order, and pace of the Town; to prevent injury to or destruction of or interference with public or private property. To make and constitute a separate school district. To make and constitute a separate road district. To provide for the election of such other Town officers other than those required by laws, as may be found necessary and to prescribe their duties and their compensation. To provide for the removal of officers, and discharge of employees for misconduct, incompetency, or neglect of duty and for their trial before the Mayor. To

appropriate money for the current expenses of the Town. To meet current expenses, the Board may borrow money, but in doing so, the debt so incurred, added to the current debts of the year, shall not exceed the sum which the levy for taxes for the year shall amount to. The Mayor shall appoint one of the Aldermen at the first meeting of the Board after their election in qualification to be Mayor pro temp and shall preside at all meetings and perform all the duties of the Mayor in his absence or disability, and in the absence to preside temporarily and perform the duties of the Mayor.

To cause to be constructed and maintained sidewalks, materials, plans, specifications, and grade to be obtained from the Board and the same to be made and repaired at the expense of the owner. To close and vacate any street or alley or any part thereof period to exercise the right of eminent domain in the laying out of streets, avenues, alleys, parks and sidewalks, in straightening or widening the streets or changing the grade thereof, and the construction of sidewalks, sewers and other needed repairs and improvements, and for the purpose of perfecting its drainage system; to exercise full jurisdiction over all streets, sidewalks, sewers, parks and other public places, to open, layout and construct same, to repair, maintain, pave, sprinkle, clean, adorn, light same with gas or otherwise. To prohibit and suppress slaughterhouses, houses of prostitution, disreputable houses, games and gambling houses, dance houses, keno rooms, desecration of the Sabbath Day, and all kinds of indecency or other disorderly practice, disturbance of the peace, and to provide for the punishment of persons engaged therein.

Two erect, purchase, or rent a Town Hall, schoolhouses, and all other Town buildings. To erect, maintain and build Town prison, to regulate the keeping of same and the prisoners therein. To provide for the working of the streets, alleys, and other public places in said Town by persons connected with violating Town ordinances. To aid and encourage the establishment of factories, gas and Water Works, and other enterprises of public utility, other than railroads.

To pass all ordinances and to enforce the same by the fine not exceeding Three Hundred Dollars (\$300.00) or imprisonment not exceeding 90 days or both subject to an appeal to the Circuit Court of the county.

(Source - Charter Amendment 10/13/1967 Second Charter Amendment 10/20/2011)

**SECTION 26.** The Board of Health of the Town of Waveland shall be composed of the Mayor, one Alderman, one Physician (who need not be a resident of said Town, and one Attorney-at-Law, who shall be appointed by the Mayor of said Town, and shall hold their office for four (4) years, or until their successors in office are appointed, and vacancies and said Office shall be filled by the Mayor. Said Board of Health shall be invested with all necessary power to preserve and protect they Health of said Town, to make quarantine laws and to enforce the same within Five Miles of said Town limits.

(Source - Charter Amendment 05/08/1906)  
**(\*The quarantine provisions of this section have been superseded by State statutes governing public health).**

**SECTION 27.** The Town shall construct and keep in good repair the break water in front of the Avenue, Churches, and Public Schoolhouses. The said Board

of Mayor and Aldermen shall have full power and authority to require the owner of any lot adjacent to any public street or highway, to construct, repair, and keep an order at the expense of such owner, a smooth, dry, and firm sidewalk, or pavement of such width and of such material as shall be prescribed by said Board of Mayor and Aldermen, adjacent to, or fronting the lot or premises of such owner or to construct, repair, and keep in order such sewers, gutters, or drains and ditches as shall be necessary to drain such lot; and such Board shall give notice to such owner, in writing, to construct a repair such walk, pavement, sewer, gutter, ditch, or drain within some reasonable time, to be fixed on such notice, and in case of a failure to comply with such requirements, said Board of Mayor and Aldermen may cause such work to be done at the expense of such lot owner, and the cost thereof shall be a lien upon such lot. Suit may be brought for the amount of such cost before any court having jurisdiction of the amount, or before the Mayor, when the amount of such cost is less than Two Hundred Dollars (\$200.00); the proceedings before said mayor shall be conducted as in cases before a justice of the peace, and the judgment of the court in case it finds for the city, shall condemn the lot upon which such costs is a lien, to be sold by the proper officer to pay such judgment and costs; either party may appeal to the Circuit Court, provided the lot owners shall give an appeal bond as in cases before justices of the peace.

(Source - Charter Amendment 05/08/1906)

**SECTION 28.** The Board of Mayor and Aldermen of said Town in addition to the jurisdiction hereinbefore conferred upon them shall have power to direct and require any property holder who owns the front or beach, to keep the

same in constant repair at his own expense, and in case the same shall at any time become damaged from the effect of storms or washes, they shall require and direct the owner thereof to repair the same at his own expense, by a certain time or date, to be designated by the said Board, and if he shall fail or refuse to repair the same when so ordered and directed, he shall be subject to a fine of not more than Fifty Dollars (\$50.00), and the Board may have the same repaired at the expense of the party owning it, and recover the expense from the said owner by a suit to be brought before the Mayor when the amount is less than One Hundred Fifty Dollars (\$150.00), or other court having jurisdiction, and upon judgment being obtained, so much of the lands and premises of the owner so refusing to repair his bank as may be necessary, shall be sold by the proper officer to pay said judgment and all costs, or in case the roads become damaged, narrow, or impassable, on account of washing away and non-repair of set front or beaches aforesaid, the Board of Mayor and Aldermen upon the continued refusal of the owner to repair the same, may elect to move the road further from the water's edge, and to this end may remove all obstructions on the side opposite the beach, and use so much thereof as shall give a public street for the same uniform width as the rest of the front Street.

(Source - Charter Amendment 05/08/1906)

**SECTION 29.** The Mayor shall preside at all meetings of the Board, and in any case where there be an equal division on any question, he shall give the deciding vote. He shall have the superintending control of the officers and affairs of said Town, and shall take care that the Laws and Ordinances are executed, and he shall have power to veto any measure passed by the Board; but a measure veto

may be adopted notwithstanding if three fourths of the Aldermen vote therefore. He shall sign the Commission and appointment of all the officers elected or appointed by the Mayor or Board. All Bonds payable to the Town shall be approved by him and the Aldermen. He shall sign all warrants drawn on the Treasurer for money, and require the Secretary to test the same, and to affix thereto, the seal of the Town, and to keep an accurate record thereof in a well bound book to be kept for that purpose. He shall from time to time communicate in writing to the Board such information and recommend such measures, as in his opinion may tend to the improvement of the finance, police, health, security, ornament, conform and general prosperity of the Town. He shall have power to require any officer of the Town to exhibit his account and papers, and to make report to the Board in writing, touching any subject or matter he may require pertaining to his office. He shall cause all the officers to be dealt with promptly for any neglect or violation of duties, and he shall by virtue of his office, be ex-officio, a justice of the peace, and competent to try all matters within the jurisdiction of said Town as a justice of the peace for the county could, saving to the party aggrieved, and appealed to the proper court. He is authorized to call on every male inhabitant of the Town over Eighteen Years of age and under Fifty Years of age in enforcing the Laws. He shall have the power to remit fines and forfeiture and to vacate and annul penalties of all kinds for offences against the ordinances of the Town, by and with the consent of the Board, but said fines or penalties shall not be remitted or a nulled, unless the reasons therefore be entered



on the Minutes by the Secretary, together with, and as a part of the order for so doing.

(Source - Charter Amendment 05/08/1906)

**(\*The portion of this Section dealing with the Mayor as Justice of the Peace has been supplemented by Ordinance establishing a City Judge).**

**SECTION 30.** The Secretary shall attend all the meetings of the Board of Mayor and Aldermen and shall keep a fair and accurate record of their proceedings; In addition to thereto, he shall keep and preserve in his office, properly indexed, and labeled, and Ordinance book, warrant book, Assessment roll, Case docket, Minute Book, and Bond book in the books a four said he shall record the proceedings, orders, ordinances, warrants, and judgments of the Board together with a list of the property assessed and the valuation thereof, and the said book shall be kept and indexed so that all entries therein may be easily found. He shall be the custodian of the Town Seal and said Town shall adopt and provide a Seal. he shall examine the Statutes of the State and the Ordinances of the Town, to ascertain the subject matter required or proper to be acted upon at the following meeting and shall keep all such books and records as maybe here after provided for by Ordinance. He shall keep a Tax record in which he shall enter all deeds to individuals, and the list of land sold to the Town by the Tax Collector, showing the name of the purchaser, description of property, date of sale, amount of taxes, cost and penalties, date when redeemed, by whom redeemed, and date of redemption, with the amount paid. He shall be Assessor of said Town and assess the taxable property they are in as provided by law.

**SECTION 31.** The office of Marshall is abolished, effective December 3, 1974. The office of the Street Commissioner is abolished effective December 3, 1974.

There is hereby created a position of Chief of Police. The initial appointment of the Chief of Police following the commencement of a new term shall be by appointment. The Chief of Police shall serve at the pleasure of the Mayor and Board of Aldermen. The Chief of Police shall perform in respect to City elections, all the duties prescribed by law and to be performed by the Sheriff in reference to the State and County elections. He shall have the duty of preserving the peace in the municipality and shall have the duty of enforcing the laws of the State of Mississippi and the Ordinances of the City of Waveland.

There is hereby created the position of Tax Collector. The Tax Collector shall be appointed by the Mayor with the advice and consent of the Board of Aldermen. The Tax Collector shall perform the duties of and serve as the City Assessor. The Tax Collector shall serve at the pleasure of the Mayor and Board of Aldermen.

The Tax Collector shall account for and pay over to the treasury, all taxes, licenses, and monies collected by him at least every ten days after collecting same and perform all other duties required of him by Ordinance and under the same penalties by law for the collection of State and County taxes. He shall keep a Tax Collector's book, the form of which shall be substantially such as is provided for State and County Collectors. He shall keep a licensed book; road duty book and such other books as may be required and shall make proper entries therein. He

shall when not otherwise provided in all cases be governed by the general revenue laws of the State as far as applicable in making such collections and shall take the City Treasurer's receipt for all monies paid over. The Tax Collector and Chief shall receive such compensation as the Mayor and Board of Aldermen shall designate.

(Source - Charter Amendment 10/07/1974)

**SECTION 32.** The office of Treasurer is abolished, effective December 5, 1978. The Secretary shall receive and safely keep and payout according to law all monies belonging to the Town. He shall keep correct and accurate accounts of all monies belonging to the Town. He shall keep an accurate account of all disbursements and shall make report once a month at the regular monthly meeting in writing to the Board of the Finance of the Town. He shall perform all of the duties that may be prescribed by Ordinances and shall payout money only on Warrants ordered by the Board, signed by the Mayor, and countersigned by him.

(Source - Charter Amendment 11/29/78)

**SECTION 33.** All expenditures of money for any purpose whatsoever shall be in pursuance of a specific appropriation made by order of the Board, and in no other manner. Every Warrant drawn on the Treasurer shall express on its face to whom issued, for what purpose allowed, and the Ordinance authorizing its issuance, shall be cited in the Minutes of the Meeting.

(Source - Charter Amendment 05/08/1906)

**SECTION 34.** The style of all Ordinances shall be, "Be it ordained by the Board of Mayor and Aldermen of the Town of Waveland", and all Ordinances

shall as soon as practicable after their passage, be published in some newspaper published in the Town, or if there be no paper published, then by posting said Ordinance at the Town Hall for one month, and shall be enforced after the passage, and promulgation. All Ordinances shall be in writing, offered and read at a monthly meeting, and considered by Sections, and the vote on its final passage, shall be taken by “yeas and nays” which shall be entered on the Minutes by the Secretary, and a vote shall never be taken on an Ordinance not previously reduced to writing. Said Ordinance as offered, shall not contain more than one subject which shall be clearly expressed in its title, and an Ordinance shall not be amended or revised until the new Ordinance contains the entire Ordinance as revised, and the original shall thereby be repealed.

(Source - Charter Amendment 05/08/1906)

**SECTION 35.** The Town assessment of property for taxation shall be made by the Town Assessor, whose duty shall be as far as practicable, similar to the duties of the County Assessor, and he shall proceed in the same manner as is by Law prescribed for said County Assessor. Said rolls shall embrace all property, real, personal and fixed, within the limits of the Town, which roll shall be turned over to the Board at its monthly meeting in July of each year, and there remained during the month of July for inspection and objections, and all provisions of the State Law applicable to objections as assessments and to approval of assessment rolls, shall apply as far as practicable to said Town assessment roll, and copies of said so approved shall be made by the Secretary, and placed in the hands of the Town Tax Collector, and be his warrant for collection of said Town taxes. In all

cases where persons or property has escaped taxation for the previous year, the Assessor shall assess the same for taxation, and his assessment when approved by the Board or notice in writing given to the person assessed shall be binding and conclusive, unless appealed from within five days after its approval. At their regular meeting in August in each year, the Board shall have the right to increase or diminish the valuation of property as assessed for taxation.

(Source - Charter Amendment 05/08/1906)

**SECTION 36.** Said Board shall at their September meeting in each year levy the Town taxes in each year or in case of failure so to do, at any other regular meeting thereafter.

(Source - Charter Amendment 05/08/1906)

**SECTION 37.** Sales for the non-payment of Town its taxes shall be made by the Town Tax Collector at the front door of the Town Hall. The sale of real estate, and the restraint and sale of personal property shall be made upon the same notice, at the same time, and in the same manner as provided by law for sales of like property, for unpaid state and county taxes period the deeds to the purchaser for lands sold shall be filed with the town secretary, and there remained subject to redemption for the same length of time, and in the same manner as prescribed for the redemption of lands sold by state and local taxes with the same saving to infants and persons of unsound mind as provided by law for like property for unpaid state and county taxes.

(Source - Charter Amendment 05/08/1906)

**SECTION 38.** Where lands are offered for sale for unpaid taxes and no person will bid therefore, the amount of taxes, damages and costs, it shall be struck off to the town, and otherwise dealt with as lands far, which are sold to the state for delinquent state taxes, and the board shall pay the state and county taxes due on lands thus acquired by it, and to collect back from said owner, the amount paid with damages and interest, allowed individuals in similar cases under the general revenue laws of the state, they are on from the date of such payment upon the redemption of the land sold to the town.

(Source - Charter Amendment 05/08/1906)

**SECTION 39.** The deeds of the tax collector to individuals and the list of land sold to the town, which shall be made, as required to be made by the state in county collectors shall be filed, within 10 days after the tax sale with the town secretary, and each shall have the same force and effect, and confer the same rights and entitled the same remedies as deeds and list made for delinquent taxes by the state and county tax collectors. But such titles shall be subject to a title acquired under the sale for state and county taxes. After the time for redemption has expired, the board may take possession of and lease or sell any lands, which it has acquired at tax sale to any person, in any manner that may be prescribed by ordinance.

(Source - Charter Amendment 05/08/1906)

**SECTION 40.** The board shall cause to be published or posted on the 1st of December in each year the financial statement required of other towns, showing in detail the amount of taxes and monies collected during the preceding year,

giving each source of revenue, also a detailed statement showing amount of expenditures, and for what purpose is expended.

(Source - Charter Amendment 05/08/1906)

**SECTION 41.** That when any vacancy shall occur in the officers of mayor, Aldermen, treasurer or Marshall, said vacancy shall be filled by a special election called for that purpose, and held in conducted under same regulations as is required for general elections comma and when a vacancy shall occur in any of the offices appointed by the mayor, it shall be the duty of the mayor with the advice and consent of board of Aldermen, to fill the same by appointment.

(Source - Charter Amendment 05/08/1906)

**SECTION 42.** That any person or persons convicted of violating any of the laws and ordinances of said town, and who shall fail or neglect to pay such fine and costs as may have been imposed upon them the mayor shall have power to commute the punishment so ordered and adjusted by him to that of Labor on the streets or other public works of said town, at the rate of \$1.25 per day until the fine and costs be paid; and person or persons who shall be convicted of violating any of the laws and ordinances aforesaid and who shall have been sentenced to imprisonment therefore, the mayor shall have power and it shall be in his discretion to commute said sentence to that of Labor on the streets as aforesaid, at the rate of ONE days sentence for each day's work.

(Source - Charter Amendment 05/08/1906)

(\* **Superseded by Ordinance appointing City Judge**)

**SECTION 43.** That these amendments take effect immediately after their approval, and registration as required by the laws of the state.

**SECTION 44.** The Mayor and Board of Aldermen For the purpose of raising money for the erection of municipal and school buildings and the purchase of such buildings or land therefore and the furnishing, improvement and adornment thereof, for the erection or purchase of waterworks, gas, electric and other plants, and the extension and improvement thereof, the establishment of a sewer system, the protection of the municipality from overflow, from saving banks and other like dangers, improving or paving streets, and for the liquidation of existing debts of the municipality, (and one or all of which things they are hereby authorized to do) may issue the bonds or other obligations of the municipality, not to exceed in amount, including all outstanding bonds, seven per centum of the assessed value of the taxable property of the municipality, unless authorized by two thirds of the qualified electors thereof, but in no case shall the amount exceed ten percent of the assessed value.

(Source - Charter Amendment 01/22/1912)

**SECTION 45.** No bonds issued under authority of above Section 44 shall be sold at less than their par value and said bonds shall mature not later than twenty years from the date of their issuance and bear interest at the rate not exceeding seven per centum per annum, Payable annually or semiannually as the board may elect and such bonds, or any part thereof, shall be payable after five years at the option of the town. All such bonds shall be in the sum of One Hundred Dollars (\$100.00) or Five Hundred Dollars (\$500.00), be lithographed with suitable devices to prevent counterfeiting, shall be registered as issued, being numbered in a regular series from one upward, be signed by the mayor and countersigned by



the secretary, who shall impress the municipal seal upon each bond as issued; every such bond shall specify on its face the purpose for which it was issued; and the total amount authorized to be issued, and each shall be payable to a person by name, the purchaser, followed by the words “or bearer”.

(Source - Charter Amendment 01/22/1912)

**SECTION 46.** The Mayor and Board of Aldermen, if it elects, may issue bonds, making a part of them mature annually and running through a series of not more than twenty (20) years from their issuance. All the interest in such case, and a part of the principle, to be fixed by the board at the time the bonds are issued. Shall be payable annually and the bonds shall be issued accordingly, in which case a part of the principle shall not be called in and paid by the board until maturity of the bonds. The Mayor and Board of Aldermen shall levy annually a special tax payable only in cash, or in matured bonds or coupons, which may be in addition to the extent of the levy authorized under amended Section 25 of the charter of said town, to be used exclusively in paying the interest on such bonds maturing within one year, and in providing a sinking fund for the redemption of the bonds issued.

(Source - Charter Amendment 01/22/1912)

**SECTION 47.** Before providing for the issuance of any bonds the board shall publish notice of the proposal to issue the same in a newspaper published in the municipality, and if there is no newspaper published in said town, then by posting for 30 days, notice thereof in three public places in said town. And if within that time, twenty per centum of the adult taxpayers of the municipality shall

petition against the issuance of the bonds, then the bonds shall not be issued unless authorized by a majority of the electors voting in an election to be ordered by the board for that purpose. All the expenses of preparing the bonds, publishing notices and holding such election shall be paid out of the municipal treasury.

(Source - Charter Amendment 01/22/1912)

**SECTION 48.** The Town of Waveland is authorized to acquire by purchase, donation or condemnation, all suitable grounds, rights, easements or property in said city necessary to accomplish any of the purposes for which bonds are authorized to be issued under Section 44 of this Charter, and to this end said town is hereby granted the rights of eminent domain to be exercised as provided by the general law, the conferring by additional powers by these amendments shall not be held to operate or curtail the powers vested in said town by existing laws, but shall be in addition thereto.

(Source - Charter Amendment 01/22/1912)